

THE MONTHLY MEETING OF BERKELEY COUNTY COUNCIL is scheduled to be held on **MONDAY JULY 27, 2009**, following Public Hearings and the meetings of the Committees on Finance, Community Services and Justice and Public Safety at 6:00 p.m., in the **ASSEMBLY ROOM, BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.**

CALL TO ORDER

APPROVAL OF MINUTES:

Special Council Meeting	June 08, 2009
Public Hearings: Bills Numbered 09-12, 09-13, 09-14, 09-16, 09-17, 09-18, 09-19, 09-20, 09-22,	June 22, 2009
Public Hearing: BCW&S Budget, 09-15	June 22, 2009
Public Hearing: BC Budget, 09-21	June 22, 2009
Public Hearing: JAG Grant (Sheriff's Dept)	June 22, 2009
Regular Council Meeting	June 22, 2009

PUBLIC DISCUSSION - Requests to be heard must be made prior to call to Order and comments must be limited to Agenda items only.

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER. (A TOTAL OF 30 MINUTES WILL BE ALLOTTED FOR THIS PUBLIC DISCUSSION PERIOD.)

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

1. Bill No. 09-15, an ordinance providing for the adoption of fiscal year 2009-2010 (beginning July 1, 2009 and ending June 30, 2010) budgets for the Berkeley County Water and Sanitation and the Berkeley County Water and Sanitation Solid Waste Fund; establishing operational, debt service, and capital improvement budgets for water and sewer; and to provide for the expenditures of revenues coming into Berkeley County Water and Sanitation and the Berkeley County Water and Sanitation Solid Waste Fund during the fiscal year, and to amend the Code of Ordinances, Berkeley County, South Carolina, setting rates, charges and penalties for Water and Sewer and Solid Waste Service by the Berkeley County Water and Sanitation.

[Recommended by Committee on Water and Sanitation]

2. **Bill No. 09-19**, an **ordinance** providing for the fiscal year beginning **July 1, 2009, and ending June 30, 2010**, for the **Tall Pines Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Tall Pines Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

3. **Bill No. 09-21**, an **ordinance** providing appropriations for the fiscal year beginning **July 1, 2009, and ending June 30, 2010**, for **Berkeley County**; to provide for levy of taxes on all taxable property in Berkeley County for all county purposes; to provide for the expenditures of said taxes and other revenues coming into the county for the fiscal year.

4. **Bill No. 09-23**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Sammy Bayles** for Bates Development, 907 Hunt Drive, Huger, **TMS #241-00-03-001** (1.46 Acres) **from R-2, Manufactured Residential District to F-1, Agricultural District**. Council District No. 8.

[Recommended by Committee on Land Use]

5. **Bill No. 09-24**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Berkeley County** for Cainhoy Park Owners Association, **TMS #271-00-01-099, -090, -089, -102, -110, -137, -143, -179, -144, -111, -147, -148, -173, -172, -164, -145, -092, -093** (48.2 +/- acres) Cainhoy Park–Legrand Blvd, Charleston, **from GC, General Commercial District to LI, Light Industrial District**. Council District No. 8.

[Recommended by Committee on Land Use]

6. **Bill No. 09-25**, an **ordinance** to **amend Ordinance No. 08-06-43**, adopted June 23, 2008, to provide for Supplemental Appropriations and allocations thereof within the **2008-2009 Budget** for Berkeley County; and other matters relating thereto.

[Recommended by Committee on Finance]

SECOND READING:

1. **Bill No. 09-26**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Tommy Boals**, 1134 Clements Ferry Road, Wando, **TMS #263-00-01-013** (31.86 acres) **from F-1, Agricultural District to PD-MU, Planned Development Mixed Use District**. Council District No. 8.

[Recommended by Committee on Land Use]

2. **Bill No. 09-27**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Bob Glover** for Maggie Sass, 1055 Old Back River Road, Goose Creek, Portion of **TMS #252-03-08-015** (0.77 acres) **from R-1, Single Family Residential District to RNC, Rural and Neighborhood Commercial**. Council District No. 3.

[Recommended by Committee on Land Use]

3. **Bill No. 09-28**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Larry Windham**, located at intersection of Hoover and United Drive, Huger, **TMS #250-00-00-008** (7.0 acres) **from R-2, Manufactured Residential District to Flex-1, Agricultural District**. Council District No. 8.

[Recommended by Committee on Land Use]

4. **Bill No. 09-29**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Bernard and Patricia Casey**, 4812 N. Highway 52, St. Stephen, **TMS #016-00-04-039** (2.09 acres) **from GC, General Commercial District to RNC, Rural & Neighborhood Commercial District**. Council District No. 7.

[Recommended by Committee on Land Use]

5. **Bill No. 09-31**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **E. J. Meadows, Jr.**, 1349 North Highway 52, **TMS #103-15-01-002**, (.73 acres) **from F-1, Agriculture District to PD-MU, Planned Development Mixed Use District**. Council District No. 8.

[Recommended by Committee on Land Use]

FIRST READING:

1. **Bill No. 09-32**, an **ordinance** to amend Ordinance No. 09-06-31 providing for the fiscal year beginning **July 1, 2009, and ending June 30, 2010**, for the **Sangaree Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Sangaree Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

2. **Bill No. 09-33**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Forsberg Engineering** for GSR Jedburg LLC, located at the intersection of Jedburg Road & Drop Off Drive, Summerville, **TMS #207-00-01-090** (31.44 acres), **from LI, Light Industrial District to PDRC, Planned Development Regional Commercial District**. Council District No. 7.

[Recommended by Committee on Land Use]

3. **Bill No. 09-34**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Henrietta Acton**, 2087 Highway 45, Pineville, portion of **TMS #015-00-03-022** (3.3 acres) **from RNC, Rural and Neighborhood Commercial District to F-1, Agricultural District**. Council District No. 7.

[Recommended by Committee on Land Use]

4. **Bill No. 09-35**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Bonnie Jean & Jonathan Craven**, 209 Eden Lane, Moncks Corner, **TMS #141-00-02-010** (12.05 acres) **from PDMU, Planned Development Mixed Use District to F-1, Agricultural District**. Council District No. 6.

[Recommended by Committee on Land Use]

5. Bill No. 09-36, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Request** by **Joseph McComb** for the Headless Pelican, 1006 Fogarty Lane, Wando, **TMS #263-00-03-080** (0.69 acres) **from R-2, Manufactured Residential District to GC, General Commercial District**. Council District No. 2.

[Recommended by Committee on Land Use]

RESOLUTIONS:

1. RESOLUTION providing for the **Transfer of Funds** in the **2008-2009 Berkeley County Budget** for County purposes other than as specified in said Budget.

[Recommended by Committee on Finance]

2. RESOLUTION affecting the payment of certain fees to Berkeley County Water and Sanitation.

[Recommended by Committee on Water and Sanitation]

3. Resolution establishing certain measures to cut costs and reduce expenditures.

[Recommended by Committee on Finance]

4. Resolution amending **Resolution R 08-09** providing for the distribution of certain Fees-in Lieu of property taxes received from industries located in the Mount Holly Commerce Park.

[Recommended by Committee on Finance]

REPORTS FROM STANDING COMMITTEES:

1. Committee on Finance.

Council Member, Mr. Jack H. Schurlknight, Chairman.

2. Committee on Land Use.

Council Member, Mr. Phillip Farley, Chairman.

a. Mass Casualty Transport Bus Update

b. Transportation Impact Fee appeal, Velocity Powersport.

3. Committee on Public Works and Purchasing.

Council Member, Mr. Robert O. Call, Jr. Chairman.

a. General Solid Waste Engineering.

b. Energy Efficiency and Conservation Block Grant.

c. Professional Civil Engineering services, Indefinite delivery contract.

- 4. Committee on Justice and Public Safety.**
Council Member, Mr. Steve C. Davis, Chairman.
 - a. Additional bank accounts for Clerk of Court.
 - b. Approval to apply for a Citizen Corps Council grant, EPD Dept.
- 5. Committee on Water and Sanitation.**
Council Member, Mr. Timothy J. Callanan, Chairman.
 - a. Mandatory Water Connection
 - b. Authorization to apply for EPA 50/50 Grant.
- 6. Committee on Planning and Development.**
Council Member, Mrs. Cathy S. Davis, Chairman.
- 7. Committee on Community Services.**
Council Member, Mr. Caldwell Pinckney, Jr., Chairman.
 - a. Approval to accept FAA grant. (2.5% matching funds required)
 - b. Support of Humanity's Foundation grant.
 - c. Support of Roper/St. Francis HIV/Positive Outpatient grant.
 - d. Support of Florence Crittenton Programs of South Carolina grant.
 - e. Support of coordinated strategies to address homelessness.
- 8. Committee on Human Services.**
Council Member, Mr. Dennis Fish, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

ACCOMMODATIONS TAX ADVISORY COMMITTEE

AERONAUTICS COMMISSION

BCD RURAL TRANSPORTATION MANAGEMENT ASSOCIATION

DEVON FOREST SPECIAL TAX DISTRICT

LIBRARY BOARD

MENTAL HEALTH BOARD

SANGAREE SPECIAL TAX DISTRICT

SPIERS LANDING COMMISSION

TALL PINES SPECIAL TAX DISTRICT

TAX ASSESSMENT REVIEW BOARD

WATER AND SANITATION APPEALS BOARD

ZONING APPEALS BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS

THE AUGUST 2009, REGULAR MEETING OF BERKELEY COUNTY COUNCIL WILL BE HELD ON MONDAY AUGUST 24, 2009, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND OTHER COMMITTEE MEETINGS AT 6:00 PM, IN THE ASSEMBLY ROOM OF THE BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES AND MAY BE ON ANY MATTER.

July 22, 2009
S/Barbara B. Austin, CCC
Clerk of County Council